

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2008-43-T - ORDER NO. 2009-709
OCTOBER 9, 2009

IN RE:	Application of Pelican Movers, Inc., 1629)	ORDER RESCINDING
	Folly Road, Charleston, South Carolina 29412)	ORDER NO. 2008-466
	(District 6) for a Class E (Household Goods))	
	Certificate of Public Convenience and)	
	Necessity)	

This matter comes before the Public Service Commission of South Carolina (the “Commission”) on the Motion of the Office of Regulatory Staff (“ORS”) to rescind Commission Order No. 2008-466 issued to Pelican Movers, Inc. (“Pelican” or the “Applicant”) as the result of the failure of the Applicant to comply with certain rules of this Commission. By Order No. 2008-466, dated June 24, 2008, Pelican was granted authority to operate as a motor carrier in South Carolina under a Class E (Household Goods) Certificate of Public Convenience and Necessity.

In Order No. 2008-466, the Commission directed the Applicant to file, or cause to be filed, with the ORS the proper insurance, safety rating, and other information required by S.C. Code Ann. Section 58-23-10 et seq. (1976), as amended, and by 26 S.C. Code Ann. Regs. 103-100 through 103-241 of the Commission’s Rules and Regulations for Motor Carriers, and 23A S.C. Code Ann. Regs. 38-400 through 38-503 of the Department of Public Safety’s Rules and Regulations for Motor Carriers, within sixty (60) days of the date of the Order, or within such additional time as may be authorized by the Commission.

Further, Order No. 2008-466 instructed Pelican that the failure to either complete the certification process by complying with the requirements of filing with the ORS proof of appropriate insurance and an acceptable safety rating within sixty (60) days of the date of the Order or to request and obtain from the Commission additional time to comply with the stated requirements, may result in the Applicant's authorization being revoked.

By Motion filed September 17, 2009, ORS requests rescission of Order No. 2008-466. According to ORS, Pelican has not filed Form E, evidencing proof of liability insurance. As a result of Pelican's failure to provide to the ORS proof of insurance, ORS states that it has not issued a Certificate of Public Convenience and Necessity to the Applicant and requests that the Order No. 2008-466 be rescinded for the Applicant's failure to comply with the terms of the Order.

After consideration of ORS' Motion, the Commission is of the opinion, and so finds, that its previous Order No. 2008-466 granting Pelican authority to provide motor carrier services should be rescinded.

IT IS THEREFORE ORDERED:

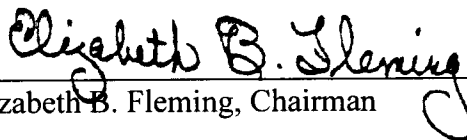
- I. That Commission Order No. 2008-466, dated June 24, 2008, granting authority to Pelican Movers, Inc. to provide motor carrier services under a Class E (Household Goods) Certificate of Public Convenience and Necessity is rescinded.
2. That Docket No. 2008-43-T is closed.

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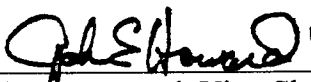
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3. That this Order shall remain in full force and effect until further Order of this Commission.

BY ORDER OF THE COMMISSION:


Elizabeth B. Fleming, Chairman

ATTEST:


John E. Howard, Vice Chairman

(SEAL)